

**AMENDMENTS TO THE CLAIMS:**

This listing of claims will replace all prior versions, and listings, of claims in the application:

**LISTING OF CLAIMS:**

1-3. (Canceled).

4. (Currently Amended) A binder resin for toner that contains a polyester resin (G) comprised of at least  
a structural unit having a polyester structure (A),  
a structural unit derived from styrene type resin (B),  
an structural unit derived from epoxy group (C),  
a structural unit derived from polyisocyanate (D) and  
a structural unit derived from wax (F),  
wherein said polyester resin (G) is obtained by ~~reacting~~ mixing by melting and kneading  
~~55~99~~ 60~97 weight parts of a polyester type resin (A2) with a number-average molecular weight (Mn) of 1000~50000, a hydroxyl value of 4~100 mgKOH/g and an acid value of 1~40 mgKOH/g; ~~45~1~~ 40~3 weight parts of epoxy group containing styrene type resin (B2) with a number-average molecular weight (Mn) of 1000~30000 and an epoxy equivalent of 1000~30000 g/equivalent, 1~13 weight parts of wax (F2) for total 100 weight parts of polyester type resin (A2) and epoxy group containing styrene type resin (B2), and 0.1~2.5 mole equivalents of polyisocyanate (D2) as the isocyanate group for total hydroxyl value 1 mole equivalent of polyester type resin (A2) wherein the order of ~~reaction~~ mixing is by

~~reacting~~ introducing the polyester type resin (A2) with the epoxy group containing styrene type resin (B2) and further introducing the polyisocyanate (D2).

5. (Canceled).

6. (Original) An electrophotographic toner for electrostatic developing comprised of a binder resin for toner as described in Claim 4.

7-8. (Canceled).

9. (Previously Presented) A binder resin for toner that is described in Claim 4 wherein the styrene content in the resin (B2) is 35 weight % or more.